

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

DAVID TOM, on behalf of  
himself and others similarly situated,

*Plaintiff,*

DELANCEY STREET GROUP LLC d/b/a  
MCA JUSTICE,

*Defendant.*

Case No. 1:25-cv-566 (GTS/DJS)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the pleadings annexed thereto and the accompanying attorney affidavit and memorandum of law, Defendant DELANCEY STREET GROUP LLC (IMPROPERLY PLED AS DELANCEY STREET GROUP LLC d/b/a MCA JUSTICE), will move this court on a date to set by the Court or as soon thereafter as counsel can be heard, before the U.S. District Judge Glenn T. Suddaby, USDJ, at the James T. Foley U.S. Courthouse 445 Broadway Room 509 Albany, New York 12207-2936, for an Order (1) dismissing Plaintiff's Complaint in its entirety pursuant to Fed. R. Civ. P. 12(b)(6) with prejudice, and (2) such other and further relief as this Court deems just and proper.

Dated:           New York, New York  
                June 23, 2025

Respectfully submitted,  
LONDON FISCHER LLP

By: /s/ Thomas Leghorn  
Thomas A. Leghorn, Esq. (TL6244)  
*Attorneys for Defendant DELANCEY STREET  
GROUP LLC (IMPROPERLY PLED AS  
DELANCEY STREET GROUP LLP D/B/A MCA  
JUSTICE)*  
59 Maiden Lane  
New York, New York 10038  
(212) 972-1000  
TLeghorn@londonfischer.com

TO: Andrew Roman Perrong, Esq.  
Perrong Law LLC  
*Attorneys for Plaintiff*  
2657 Mount Carmel Avenue  
Glenside, Pennsylvania 19038  
Phone: 215-225-5529 (CALL-LAW)  
Facsimile: 888-329-0305  
[a@perronglaw.com](mailto:a@perronglaw.com)

Anthony Paronich, Esq.  
Paronich Law, P.C.  
*Attorneys for Plaintiff*  
350 Lincoln St.  
Suite 2400  
Hingham, Massachusetts 02043  
Phone: 617-485-0018  
Fax: 508-318-8100  
[anthony@paronichlaw.com](mailto:anthony@paronichlaw.com)